



2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of)
)
MATSUNAGA et al.)
)
Application Number: 10/009,363)
)
Filed: December 10, 2001)
)
For: APPARATUS AND METHOD FOR GENE)
EXAMINATION)

**Honorable Assistant Commissioner
 for Patents
 Washington, D.C. 20231**

LETTER

Sir:

The below-identified communications are submitted in the above-captioned application or proceeding:

- | | |
|--|---|
| <input type="checkbox"/> Priority Documents () | <input type="checkbox"/> Assignment Document |
| <input type="checkbox"/> Request for Priority | <input type="checkbox"/> Petition under 37 C.F.R. § 1.47(a) |
| <input checked="" type="checkbox"/> Response to Missing Parts
w/ signed Declaration | <input checked="" type="checkbox"/> Check for \$ 130.00 |

- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication, including fees under 37 C.F.R. § 1.16 and 1.17 or credit any overpayment to **Deposit Account Number 08-1480**. A duplicate copy of this sheet is attached.

03/26/2002 MALI11 00000047 10009363

01 FC:154 130.00 DP

Respectfully submitted,

Stanley P. Fisher
 Registration Number 24,344

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 Suite 1400
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 (703) 641-4200

JUAN CARLOS A. MARQUEZ
 Registration No. 34,072

March 21, 2002

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T R A D E M A R K
S E R V I C E
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**Honorable Assistant Commissioner
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Washington, D.C. 20231**

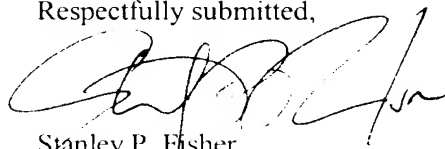
RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

This is in response to the Notice of Missing Parts dated March 12, 2002, of the Initial Patent Examination Division of the Patent and Trademark Office, the period for response to which is set to expire on May 12, 2002. Submitted herewith is an executed declaration for the above-captioned application.

The fee of \$130.00 is enclosed. Please direct any inquiries in connection with this application to the undersigned.

Respectfully submitted,



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March 21, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box P-1
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY. DOCKET NO
10/009,363	Hiroko Matsunaga	NITT.0049
INTERNATIONAL APPLICATION NO		
PCT/JP99/03209		
I.A. FILING DATE		PRIORITY DATE
06/16/1999		

Reed Smith Hazel & Thomas
 3110 Fairview Park Drive
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CONFIRMATION NO. 5840
 371 FORMALITIES LETTER



Date Mailed: 03/12/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 305-3693

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/009,363	PCT/JP99/03209	NITT.0049

FORM PCT/DO/EO/905 (371 Formalities Notice)